

CITY OF TIGARD, OREGON

RESOLUTION NO. 05- 01

A RESOLUTION INITIATING VACATION PROCEEDINGS FOR A PUBLIC SEWER UTILITY EASEMENT OF APPROXIMATELY 1,248 SQUARE FEET LOCATED AT SW FREWING STREET @ SW PACIFIC HIGHWAY (VAC2004-00002).

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WHEREAS, the public sewer utility easement of approximately 1,248 square feet had previously been dedicated to the public; and

WHEREAS, the applicant has requested that the City of Tigard initiate vacation proceedings to vacate the 1,248 square foot sewer utility easement in exchange for a relocated sewer easement and reconstructed sewer line, as described and shown in Exhibits "A" and "B"; and

WHEREAS, the said sewer utility easement, or portions thereof, are not necessary to advance the public health, safety or welfare, in consideration of realigned easement and reconstructed sewer line using modern materials; and

WHEREAS, the Tigard City Council finds it appropriate to initiate vacation proceedings for the requested public utility easement.

NOW, THEREFORE, BE IT RESOLVED by the Tigard City Council that:

SECTION 1: The Tigard City Council hereby initiates a request for the vacation of an approximately 1,248 square foot sewer utility easement in exchange for a relocated sewer easement and reconstructed sewer line, as described and shown in Exhibits "A" and "B" and by reference, made a part hereof.

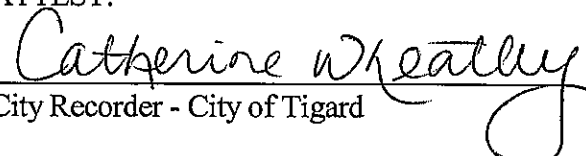
SECTION 2: A public hearing is hereby called to be held by the City Council on February 8, 2005 at 7:30 PM in the Town Hall at Tigard City Hall, 13125 SW Hall Boulevard, within the City of Tigard, at which time and place the Council will hear any objections thereto and any interested person may appear and be heard for or against the proposed vacation of said public utility easements.

SECTION 4: This resolution is effective immediately upon passage.

PASSED: This 11<sup>th</sup> day of January 2005.

  
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Mayor - City of Tigard

ATTEST:

  
\_\_\_\_\_  
City Recorder - City of Tigard

LEGAL DESCRIPTION  
VACATE SANITARY SEWER EASEMENT  
MASSIH PROPERTY

The following described real property situated in the State of Oregon, County of Washington, City of Tigard being a portion of Lot 21, Frewing Orchard Tracts, situated in the Northwest quarter of Section 21, Township 2 South, Range 1 West of the Willamette Meridian;

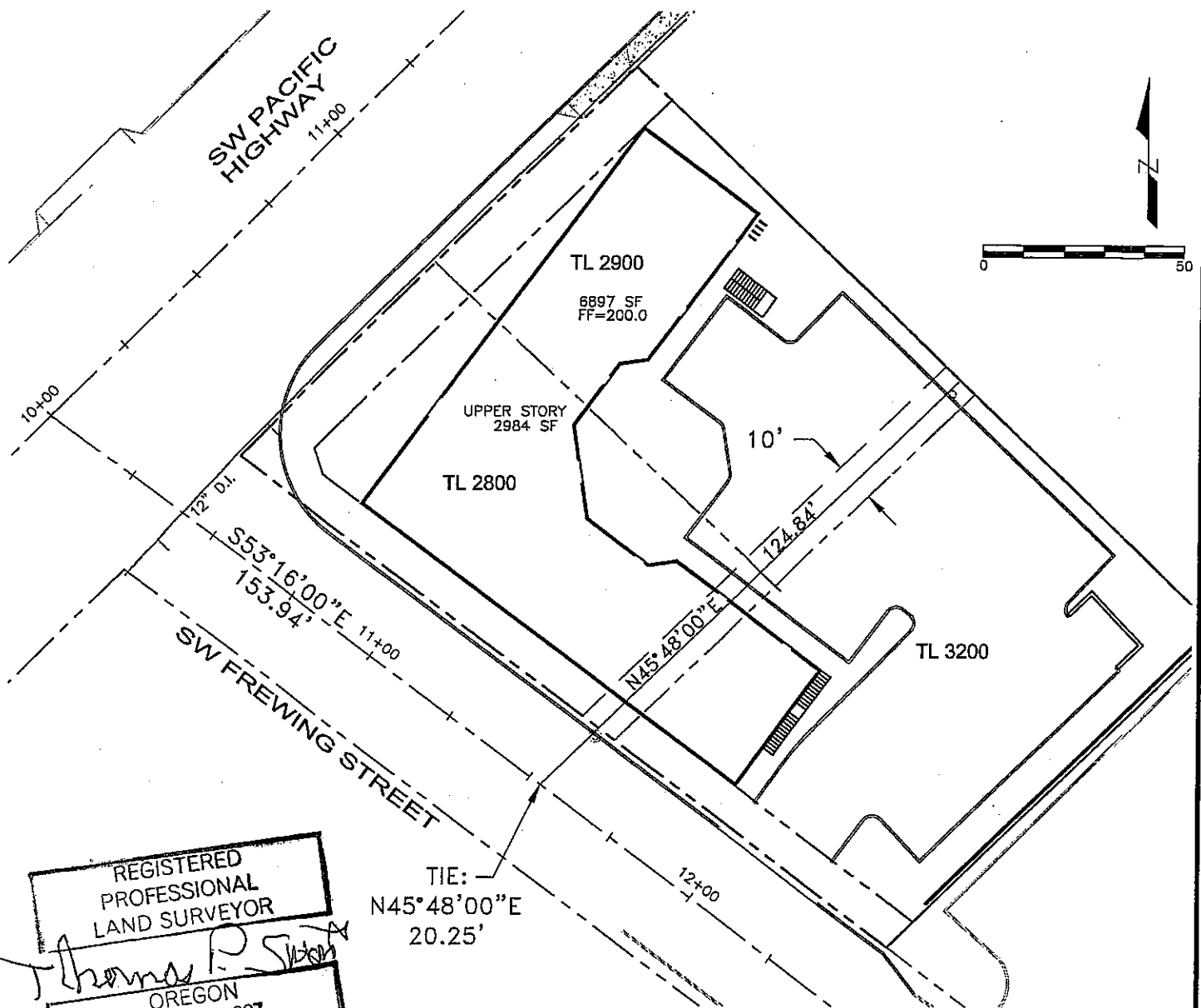
An easement for sanitary sewer, 10.00 feet in width, the center of which is described as follows; Beginning at a 5/8" iron bar marked "O.D.O.T" in the centerline of Pacific Highway and running thence North 45° 39' 01" East along said centerline a distance of 205.24 feet to it's intersection with the centerline of S.W. Frewing Street; Thence South 53° 16' 00" East along said centerline a distance of 153.94 feet; Thence North 45° 48' 00" East a distance of 20.25 feet to the true point of beginning of the tract herein described; Thence North 45° 48' 00" East, a distance of 124.84 feet to the end of this easement.

REGISTERED  
PROFESSIONAL  
LAND SURVEYOR

*Thomas P. Swart*

OREGON  
JULY 16, 1987  
THOMAS P. SWART  
2312

VACATED SANITARY SEWER EASEMENT EXHIBIT  
 PACIFIC PARK PLAZA  
 SW FREWING STREET  
 SCALE: 1"=40'



REGISTERED  
 PROFESSIONAL  
 LAND SURVEYOR

OREGON  
 JULY 16, 1987  
 THOMAS P. SWARTZ  
 2312

Welkin Engineering, P.C.  
 PLANNERS, CIVIL ENGINEERS, AND SURVEYORS  
 8000 S.W. PFAFFLE STREET, PORTLAND, OREGON 97223  
 PHONE (503) 598-1866 FAX (503) 598-1868